GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Prohibition & Excise Department – Surprise Check conducted over the integrated Check-Post, Purushottapuram, Srikakulam District, on 27.08.2009 by the ACB – Disciplinary action initiated against Sri Sk.Madeena Saheb, P&E SI - Orders of Hon'ble High Court dated 07.04.2021 in W.P. No. 6188 of 2021 – Implemented – orders – Issued.

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REVENUE (VIGILANCE.IV) DEPARTMENT

G.O.Rt.No.831 **Dated:31.12.2021**

Read the following:-

Ref:-1) From the D.G., ACB,A.P., Lr.No.Rc.No.221/RCO-VSK/ 2009, dt.16.11.2010.
2) U.O.Note No.48452/Vig.V(2)/2009-5, Revenue (Vig.I) Dept., Dt: 2.4.2011.
3) G.O.Ms.No.484 Rev (Vig.V) Dept., dated 26.04.2011.
4) Govt Memo No.14930/Vig.V(1)/2011-1, dt: 26.04.2011.
5) From DG, ACB Lr.Rc.No.221/RCO-VSK/2009-S12, Date 21.11.2011.
6) Govt Memo No.14930/Vig.IV(2)/2011, dated 23.05.2019.
7) From the Hon'ble High Court of A.P orders dated 07.04.2021 in W.P. No. 6188 of 2021
8) LetterNo.CPE0CPEV(ACBC)/7/2020-VIG-IV,dated 21-07.2020 and 02-09-2021addressed to Commr, Excise Department, A.P., Vijayawada.
9) From Sri. Shaik. Madeena Saheb Retired P&E SI his representation dt.nil received on 29.04.2021.

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ORDER:

Whereas, in the reference 1st and 2nd read above it was brought to the notice of the Government that, the Anti Corruption Bureau authorities have conducted surprise check over the integrated Check Post at Purushothapuram, Srikakulam District on 27.08.2009.

2. In the reference 1st read above the Director General, Anti Corruption Bureau has recommended for prosecution of (17) employees of Commercial Tax Department, Transport Department, Agricultural Market Committee and Prohibition & Excise Department in a court of law for collecting illegal gratification from the private transport operators through private persons. The Anti Corruption Bureau among others, has recommended for prosecution of Sri G.Mohan Rao, Prohibition & Excise Sub-Inspector and to initiate departmental action against him for his failure to submit APRs for his entire service and also against Sri SK.Madeena Seheb, Prohibition & Excise Sub-Inspector, for his failure to submit APRs during his entire service and also for his absent to duty on the date of surprise check (i.e., on 27.08.2009).

3. After examination of the entire report and as recommended by the Director General, Anti Corruption Bureau with regard to Prohibition and Excise Department accorded sanction for prosecution of Sri G.Mohan Rao, Prohibition &Excise Sub-Inspector vide reference 3rd read above and apart from that the Commissioner of Prohibition and Excise, Andhra Pradesh, was requested to initiate departmental action against Sri G.Mohan Rao Prohibition &Excise Sub-Inspector, & Sri Sk.Madeena Saheb, Prohibition &Excise Sub-Inspector, under intimation to the Government vide reference 4th read above.

4. In the reference 5th read above, the Director General, Anti Corruption Bureau has reported that charge sheet was filed against Sri G.Mohan Rao in the 3rd Addl. Dist. & Sessions Judge cum Spl.Judge for ACB Cases on 11.11.2011. In respect of departmental action against the two (2) Cos of Prohibition and Excise Department i.e of Sri G.Mohan Rao, Prohibition &Excise Sub-Inspector and Sri SK.Madeena Seheb, Prohibition &Excise Sub-Inspector, is yet to be concluded.

Contd.,2

5. Sri Shaik Madeena Saheb, retired Prohibition & Excise Sub-Inspector, has filed W.P.No.6188 of 2021 before the Hon'ble High Court of Andhra Pradesh. On: 07.04.2021 the Hon'ble High Court has passed the following interim orders (operative portion):

> "In the meanwhile, there shall be interim direction to the respondents to release 75% of the provisional pension, 80% of gratuity, entire amount due towards provident fund and other amounts, which are due to the petitioner as per G.O.Rt.No.1097, Fin. Plg. (PW.Pen.I) Department, dt.22.06.2000, as expeditiously as possible, preferably, within a periods of four (04) months from the date of receipt of copy of this order."

6. In the reference 9th read above, Shaik. Madeena Saheb made a representation to the Commissioner of Prohibition and Excise, and the Special Chief Secretary stating that he was retired on 30.06.2020 on attaining the age of superannuation in the cadre of Prohibition & Excise Sub inspector at Rajam of Srikakulam District and requested to release of his pensionery benefits as ordered by the Hon'ble High Court .

7. Government, after careful examination of the matter, and in compliance with the orders dated 07.04.2021 in W.P. No. 6188 of 2021 of the Hon'ble High Court of Andhra Pradesh hereby accord sanction of 75% of the provisional pension, 80% of gratuity, entire amount due towards GPF and other amounts, which are due to the Sri SK.Madeena Seheb, Prohibition &Excise Sub-Inspector (Now retired), as per G.O.Rt.No.1097, Fin. Plg. (PW.Pen.I) Department, dt.22.06.2000, subject to out come of the disciplinary case pending against him.

8. The Commissioner of Prohibition and Excise shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

To
Sri SK.Madeena Seheb, Prohibition &Excise Sub-Inspector, Purushottapuram, Srikakulam District now retired through Commissioner, Prohibition and Excise, Andhra Pradesh, Vijayawada.
The Commissioner of Prohibition and Excise, Andhra Pradesh, Vijayawada.

Copy to:

The Director General, Anti-Corruption Bureau, Andhra Pradesh, Vijayawada.
The Secretary to Andhra Pradesh Vigilance Commission, Andhra Pradesh Secretariat, Velagapudi.
The Principal Accountant General (A&E), Andhra Pradesh, Vijayawada.
The Government Pleader for Services - I, Andhra Pradesh High Court, Amaravati.
The Director of Treasuries and Accounts, Andhra Pradesh, Vijayawada.
SF/SCs.

//FORWARDED:: BY ORDER//

R. Vijay Kishore
SECTION OFFICER